

Memorandum of Understanding
Between
The Adjutant General, State of Maine
And
Pine Tree Chapter #79
Of the
Association of Civilian Technicians (ACT)

1. **PURPOSE:** This Memorandum of Understanding (MOU) outlines the fact the Adjutant General, State of Maine, and the Pine Tree Chapter #79, ACT, have mutually agreed the Labor-Management Agreement dated 20 April 2001, be extended for a period of one-year. This will be the third one-year extension in accordance with Article 36, Section 36.1.
2. **CURRENT AGREEMENT:** The current agreement between the parties named above, approved 20 April 2001, and extended 21 September 2005, will remain in effect during the approval process outlined in paragraph 3.
3. **AGREEMENT APPROVAL:** The employer shall deliver a copy of the extended agreement along with a copy of this MOU to the Department of Defense Civilian Personnel Management Service, Field Advisory Services (DoDCPMS/FAS), or their designee, for approval under 5 United States Code (USC), Section 7114(c)(1). A copy of the same agreement delivered to DoDCPMS/FAS will be provided to the Union president.
4. **EFFECTIVE DATE:** The extended agreement shall be effective the 31st calendar day after execution per paragraph 6 below and 5 USC Section 7114(c)(3), or the date the extended agreement is approved under section 7114(c)(2), whichever comes first. In the event a specific article or part thereof of the extended agreement as submitted is disapproved by DoDCPMS/FAS, the effective date of the extended agreement will be the final approval date by DoDCPMS/FAS.
5. **RENEGOTIATION:** Specific articles and parts thereof disapproved by the DoDCPMS/FAS, or their designee, will be renegotiated using the original MOU for ground rules, dated 15 Dec 2000, as the starting point for any revisions.

The parties will jointly prepare and submit a letter to DoDCPMS/FAS with the parties' disagreement or revisions with the disapproved provisions. The effective date of any revisions shall be the 31st day from the execution by the parties, or the date of approval whichever comes first.

6. **PRINTING, DISTRIBUTION, and ELECTRONIC VERSION:** Management will be responsible for making available printed copies of this MOU, and any other documents relating to this contract extension to include the Labor-Management Agreement. The parties will be responsible for distribution of printed materials to the respective employees and employee groups in accordance with the Labor-Management Agreement and this MOU. The electronic version of the Labor-Agreement currently on the Maine National Guard Internet web page will be updated to include all documents and changes relating to this extension.
7. **MOU EFFECTIVE DATE:** The effective date of this memorandum is the date both parties have executed the document by signing and dating below. This MOU will remain in effect for the duration as it is related to the purpose statement and all provisions within. This document will not be construed to control negotiations for any other matter relating to the agreement dated 20 April 2001 and extended 21 September 2005.

For THE ADJUTANT GENERAL:

For Pine Tree Chapter #79 / ACT:

JEFFREY A. GUESMAN, SMSGT

Printed Name

Phil Flagg

Printed Name

[Signature]

Signature

Phil Flagg

Signature

Date: 7 JUNE 2006

Date: 7 June 2006